

FILED

United States Court of Appeals
Tenth Circuit

UNITED STATES COURT OF APPEALS

February 25, 2015

TENTH CIRCUIT

Elisabeth A. Shumaker
Clerk of Court

UNITED STATES OF AMERICA,

Plaintiff - Appellee,

v.

LINDSEY KENT SPRINGER,

Defendant - Appellant.

No. 14-5109

(D.C. Nos. 4:13-CV-00145-SPF-TLW and
4:09-CR-00043-SPF-1)
(N.D. Okla.)

ORDER DENYING CERTIFICATE OF APPEALABILITY*

Before **HARTZ, McKAY**, and **MATHESON**, Circuit Judges.

Appellant seeks a certificate of appealability to appeal the district court's dismissal of his 28 U.S.C. § 2255 habeas petition.

In 2010, Appellant was convicted on several tax evasion charges and sentenced to 180 months' imprisonment. We affirmed his convictions and sentence on direct appeal. *United States v. Springer*, 444 F. App'x 256 (10th Cir. 2011). Appellant then filed the instant § 2255 petition, in which he raised seventy-six grounds for relief. The district court dismissed the majority of these grounds as procedurally barred, then concluded that

* This order is not binding precedent except under the doctrines of law of the case, res judicata, and collateral estoppel. It may be cited, however, for its persuasive value consistent with Fed. R. App. P. 32.1 and 10th Cir. R. 32.1.

each of the remaining grounds failed on the merits.

We have thoroughly reviewed the appellate record and Appellant's filings on appeal, as well as the applicable legal standards. Having done so, we conclude that reasonable jurists would not debate the correctness of the district court's comprehensive orders disposing of this case. We accordingly **DENY** Appellant's request for a certificate of appealability and **DISMISS** the appeal. We **DENY** Appellant's motion to proceed *in forma pauperis* on appeal. All other pending motions are likewise **DENIED**.

ENTERED FOR THE COURT

Monroe G. McKay
Circuit Judge

**UNITED STATES COURT OF APPEALS
FOR THE TENTH CIRCUIT
OFFICE OF THE CLERK**

Byron White United States Courthouse
1823 Stout Street
Denver, Colorado 80257
(303) 844-3157

Elisabeth A. Shumaker
Clerk of Court

February 25, 2015

Chris Wolpert
Chief Deputy Clerk

Mr. Lindsey K. Springer
FCI - La Tuna Satellite Camp Low
P.O. Box 6000
Anthony, NM 88021
02580-063

RE: 14-5109, United States v. Springer
Dist/Ag docket: 4:13-CV-00145-SPF-TLW and 4:09-CR-00043-SPF-1

Dear Appellant:

Enclosed is a copy the court's final order issued today in this matter.

Please contact this office if you have questions.

Sincerely,



Elisabeth A. Shumaker
Clerk of the Court

cc: Frank Phillip Cihlar
Gregory Victor Davis
Jeffrey Andrew Gallant
Charles Anthony O'Reilly
Alexander Patrick Robbins

EAS/at



14-5109 United States v. Springer "Case termination for COA "
(4:13-CV-00145-SPF-TLW)

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Tenth Circuit Court of Appeals

Notice of Docket Activity

The following transaction was entered on 02/25/2015 at 8:37:38 AM MST and filed on 02/25/2015

Case Name: United States v.
Springer

Case Number: [14-5109](#)

Document(s): [Document\(s\)](#)

Docket Text:

[10250463] (9) COA Denied and Dismissed. Terminated on the merits after submissions without oral hearing. Written, signed, and unpublished. Judges Hartz, McKay(authoring judge), and Matheson. [14-5109] (AT)

Notice will be electronically mailed to:

Mr. Frank Phillip Cihlar: frank.p.cihlar@usdoj.gov

Mr. Gregory Victor Davis: Cateps.Taxcriminal@usdoj.gov, Gregory.V.Davis@usdoj.gov, Cateps.Taxcriminal@usdoj.gov

Mr. Jeffrey Andrew Gallant: jeff.gallant@usdoj.gov, kathie.hall@usdoj.gov, bill.wright@usdoj.gov

Mr. Charles Anthony O'Reilly: Charles.A.O'Reilly@usdoj.gov, Charles.A.O'Reilly@usdoj.gov, sdusao.appeal@usdoj.gov, Western.Taxcriminal@usdoj.gov

Mr. Alexander Patrick Robbins: alexander.p.robbins@usdoj.gov, Cateps.Taxcriminal@usdoj.gov

Notice will not be electronically mailed to the following as the Court does not have a valid email address on file. If appropriate, notice will be delivered by other means to:

Lindsey K. Springer
FCI - La Tuna Satellite Camp Low
P.O. Box 6000
Anthony, NM 88021

The following document(s) are associated with this transaction:

Document Description: COA Denial

Original Filename: 14-5109.pdf

Electronic Document Stamp:

[STAMP acecfStamp_ID=1104938855 [Date=02/25/2015] [FileNumber=10250463-0]
[74270b46a1d04336ad8b11e127003096ac74541e3fa5405f0145e57ad635d21b0dac54ce8396ea6
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Document Description: COA Order Cover Letter

Original Filename: /opt/ACECF/live/forms/anthony_trujillo_145109_10250463_135.pdf

Electronic Document Stamp:

[STAMP acecfStamp_ID=1104938855 [Date=02/25/2015] [FileNumber=10250463-1]
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d46beae38139e4b1ce2e93c823b86d3ce5f824d39ac1fb6]]

Recipients:

- [Mr. Frank Phillip Cihlar](#)
- [Mr. Gregory Victor Davis](#)
- [Mr. Jeffrey Andrew Gallant](#)
- [Mr. Charles Anthony O'Reilly](#)
- [Mr. Alexander Patrick Robbins](#)
- [Lindsey K. Springer](#)

The following information is for the use of court personnel:

DOCKET ENTRY ID: 10250463

RELIEF(S) DOCKETED:

order for case termination

DOCKET PART(S) ADDED: 3705021, 3705022